



Express Mail No.: EL 500 577 154 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Kolesnick *et al.*

Application No.: 09/928,872

Conf. No.: 8412

Filed: August 13, 2001

Group Art Unit: 1644

For: METHODS FOR THE  
MODULATION OF ACID-  
SPHINGOMYELINASE-RELATED  
APOPTOSIS

Examiner: Huynh, Phuong N.

Attorney Docket No.: 6923-106

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

**Box AF**

Assistant Commissioner for Patents  
Washington D.C. 20231

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicants hereby direct the Examiner's attention to the references **CK** and **CL** listed on the attached revised PTO-1449 Form. Copies of references **CK** and **CL** are enclosed.

Identification of the listed reference is not to be construed an admission of Applicants or Attorneys for Applicants that such reference is available as "prior art" against the subject application. Consequently, Applicants respectfully decline to use form PTO-1449, since this form identifies all of the references cited therein as "Prior Art." As an alternative, Applicants

submit herewith a "revised form PTO 1449" entitled "List of References Cited" instead of "List of Prior Art Cited."

Applicants respectfully request that the Examiner review the foregoing references and that the references be made of record in the file history of the application. A fee is believed to be due in connection herewith in the amount of \$180.00, pursuant to 37 C.F.R. §§ 1.97 and 1.17(p). Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150; a duplicate of this sheet is enclosed.

Respectfully submitted,

Date December 9, 2002

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Enclosures

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## LIST OF REFERENCES CITED BY APPLICANT

(Use several sheets if necessary)

ATTY. DOCKET NO.

6923-106-999

APPLICATION NO.

09/928,872

APPLICANT

Kolesnick *et al.*

FILING DATE

August 13, 2001

GROUP

1644

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

## OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

	CK	Jaffrezou <i>et al.</i> , Daunorubicin-induced apoptosis: triggering of ceramide generation through sphingomyelin hydrolysis, EMBO J. 1996 May 15;15(10):2417-24.
	CL	Segui <i>et al.</i> , Stress-induced apoptosis is not mediated by endolysosomal ceramide, FASEB J. 2000 Jan;14(1):36-47.

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.